

COURT OF APPEALS
DIVISION TWO
OF THE STATE OF WASHINGTON

APRIL 17, 2017

STATE OF WASHINGTON

RESPONDENT

v.

CHARLES JOHNSON

APPELLANT

NO. 49088-9-11

STATEMENT OF ADDITIONAL

GROUND FOR REVIEW

I, CHARLES C JOHNSON, HAVE RECEIVED AND REVIEWED THE OPENING BRIEF PREPARED BY MY ATTORNEY. SUMMARIZED BELOW ARE THE ADDITIONAL GROUNDS FOR REVIEW THAT ARE NOT ADDRESSED IN THAT BRIEF. I UNDERSTAND THE COURT WILL REVIEW THIS STATEMENT OF ADDITIONAL GROUNDS FOR REVIEW WHEN MY APPEAL IS CONSIDERED ON THE MERITS.

ADDITIONAL GROUND 1

THE STATE FAILED TO SHOW PROOF THAT THE CITY OF SHELTON POLICE DEPARTMENT OR OFFICER AUDERER HAD BEEN GRANTED JURISDICTION ON FEDERAL PROPERTY BY ANY LEGALLY BINDING CHARTER, COMPACT, ETC.

THE STATE FAILED TO SHOW PROOF THAT THE LETTER FROM BPA REFERENCE(D) BY OFFICER AUDERER EVEN EXISTED. THE BPA SUBSTATION IS ACTIVELY STAFFED DURING NORMAL BUSINESS ^{DAVIS HOURS} AND IS ONE TO TWO MILES FROM THE COURT HOUSE. THE POLICE STATION IS THREE BLOCKS.

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ADDITIONAL GROUND 1 (CONT.)

OFFICER RUDERER COMMITTED PERJURY IN THE PRESENCE OF JUDGE GOODALL, STATE DEPUTY PROSECUTOR MR. ROTHMAN, DEPUTY PUBLIC DEFENDER RONALD SERGE, A COURT REPORTER AND MYSELF WHEN HE, WITH A COPY OF HIS OWN POLICE ^{REPORT} IN HIS HANDS, DIRECTLY CONTRADICTED HIS EMPHATIC WRITTEN STATEMENTS WITH HIS ORAL, SOLEMN TESTIMONY REGARDING HIS ILLEGAL SEARCH AND SEIZURE. NO OFFICER OF THE COURT OR EVEN DEFENSE COUNSEL WITH A COMPELLING INTEREST TO DO SO, TOOK ANY ACTION WHATSOEVER ON OFFICER RUDERER'S BLATANT MALFEASANCE. THE EVENTS REFERENCED ON THIS PAGE, 2, ALL OCCURRED AT THE MOTION TO SUPPRESS HEARING.

ADDITIONAL GROUND 2

WITH THE FACTS OF ADDITIONAL GROUND 1 IN MIND... JUDGE GOODALL USED THE TESTIMONY OF A QUESTIONABLY CREDIBLE WITNESS AND A PRECEDENT CASE ^{CASE} CITING THAT DEALT MORE WITH COGNIZANCE AND ASSUMPTION OF POSSESSION THAN IT DID WITH PROBABLE CAUSE. (JURISDICTION WAS CLEARLY NOT AN ISSUE) THE PERIMETER OF THE UNIMPROVED LAND WAS NOT OBSTRUCTED OR LABELED. BASES FOR GENUINE WTS "POISON" AND IRRELEVANT. PAGE 2 OF 5

ADDITIONAL GROUND 3

JUDGE GODELL WITNESSED AND ALLOWED THE STATE, MR. ROTHMAN, TO SUBMIT THE TWO BAIL JUMP CHARGES ON THE DAY OF TRIAL. I, THE DEFENDENT, WAS NEVER ARRAIGNED FOR THE CHARGES.

DEFENSE ATTORNEY RONALD SERGI DID NOT CHALLENGE THE ACTION AND MADE NO ATTEMPT TO DEFEND AGAINST THE MORE SERIOUS CHARGES DURING TRIAL.

ADDITIONAL GROUND 4

JUDGE GODELL GRANTED LATITUDE TO THE PROSECUTION BY ALLOWING PREVIOUS CONVICTIONS IN TRIAL. I ASK FOR CONSIDERATION IN RETURN. RELEVANCE WILL SOMETIMES BE COMPLICATED, BUT THE REMAINING SAGS SUPPORT MY FINAL AND CLOSING SUSPICIONS WITH REGARDS TO MOTIVE AND INTENT OF THE PEOPLE INVOLVED IN THIS CASE NUMBER FROM INITIAL DETENTION (ARREST) AND QUESTIONING TO CONVICTION.

DURING A SHORT CASE HEARING IN JULY OF 2016 IN SUPERIOR COURT IN MASON ON COUNTY JUDGE GODELL AND MR. ROTHMAN WITNESSED PERJURY ~~WITNESS~~ AND USED ~~THE~~ TESTIMONY (TAKEN) AS THE SOLE BASIS TO FIND ME "IN

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ADDITIONAL GROUND 4 (CONT.)

VIOLATION". ABHS STAFF PROVIDED SWORN CERTIFIED WRITTEN STATEMENTS TO DEPARTMENT OF CORRECTIONS OFFICERS THAT SAID THERE WERE WITNESSES TO THE ALLEGED VIOLATION. ABHS STAFF, DURING ~~DURING~~ SWORN ORAL TESTIMONY IN THE HEARING PROCESS, TESTIFIED "THERE WERE NO WITNESSES".

JUDGE GOODALL RULED THAT I WAS IN VIOLATION ON OBVIOUSLY CREDIBLE EVIDENCE, AGAIN. MR. ROTHMAN DID NOT FILE PERJURY CHARGES.

ADDITIONAL GROUND 5

DURING THE SAME, AS IN ADDITIONAL GROUND 4, SHOW CAUSE HEARING I PROVIDED SWORN TESTIMONY.

MR. ROTHMAN, ON "RETRACT", STARTING ASKING QUESTIONS ABOUT MY INCOME, WHERE I HAD RESIDED FOR THE PAST (I CAN'T REMEMBER THE SPAN HE ASKED)? SEVERAL PRIOR TO ARREST. DEFENSE OBJECTED ON GROUNDS OF RELEVANCE AND JUDGE GOODALL ~~COURT~~ RULED AND ALLOWED MR. ROTHMAN TO GO ON & COURT COMPELLED SELF INCUBINATION "FISHING EXPECTATION" ON MATTERS COMPLETELY ~~ON~~ UNRELATED TO THE PURPOSE OF THE HEARING. ~~OR~~ CORRECTION - "UNRELATED" ~~OR~~

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ADDITIONAL GROUND 6

JUDGMENT AND SENTENCE WAS NOT MAINTAINED DURING OR AFTER SHOW CAUSE PROCEEDINGS AND I WAS HELD IN CUSTODY WITHOUT COURT AUTHORIZATION.

ADDITIONAL GROUND 7

MY FATHER HAS FORSAKEN ME FOR SEVEN YEARS. HIS CLOSE PERSONAL FRIEND, MS. FLAKUS, WAS THE JURY SUPERVISOR DURING TRIAL.

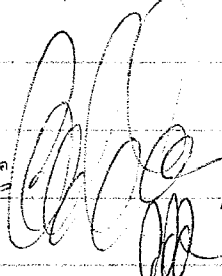
I BELIEVE THAT I HAVE BEEN THE VICTIM OF BIASED, PREJUDICIAL, AND MALICIOUS ENFORCEMENT (AUDERFER) MALICIOUS PROSECUTION (ROTHMAN) AND VERY QUESTIONABLE RULINGS BY JUDGE GOODALL.

TEN MONTHS OF CUSTODY AND ONGOING D.O.C. RESTRICTIONS, ALL BASED ON MALFEASANCE AND LIES IS MORE THAN INTOLERABLE. IT IS AN AFFRONT TO MY 22 YEARS OF HONORABLE SERVICE TO MY COUNTRY IN THE U.S. NAVY.

SINCERELY,

PRINT: CHARLES C. JOHNSON

SIGN:



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April 27, 2017 - 11:34 AM
Transmittal Letter

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Court of Appeals Case Number: 49088-9

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